

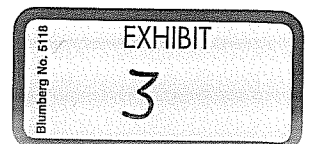


IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

BOARD OF TRUSTEES of the PIPE FITTERS)
RETIREMENT FUND, LOCAL 597;)
BOARD OF TRUSTEES of the PIPE FITTERS) CIVIL ACTION
WELFARE FUND, LOCAL 597;)
BOARD OF TRUSTEES of the PIPE FITTERS)
TRAINING FUND, LOCAL 597; the) NO.: 09-CV-1527
BOARD OF TRUSTEES of the CHICAGO AREA)
MECHANICAL CONTRACTING INDUSTRY)
IMPROVEMENT TRUST;) JUDGE: DARRAH
THE PIPE FITTERS' ASSOCIATION,)
LOCAL 597 U.A.; BOARD OF TRUSTEES)
of the PIPE FITTERS' INDIVIDUAL) MAGISTRATE
ACCOUNT and 401(K) PLAN; and) JUDGE: SCHENKIER
BOARD OF TRUSTEES of the PIPE FITTING)
COUNCIL OF GREATER CHICAGO,)
)
Plaintiffs,)
)
vs.)
)
AMCON, INC., an Illinois Corporation;)
ROBERT STIPETIC, an individual; and)
DIANE STIPETIC, an individual.)
)
Defendant.)

AFFIDAVIT OF GREG WATSON

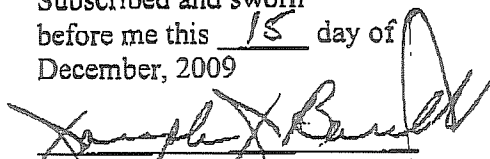
I, Gregory J. Watson, hold the title of Collection Coordinator for the PIPE FITTERS' RETIREMENT FUND, LOCAL 597, the PIPE FITTERS WELFARE FUND, LOCAL 597, the PIPE FITTERS' TRAINING FUND, LOCAL 597, the CHICAGO AREA MECHANICAL CONTRACTING INDUSTRY IMPROVEMENT TRUST, the PIPE FITTERS' INDIVIDUAL ACCOUNT and 401(K) PLAN, the PIPE FITTING COUNCIL OF GREATER CHICAGO ("TRUST FUNDS") and the PIPE FITTERS ASSOCIATION, LOCAL 597 U.A. ("UNION"). ("TRUST FUNDS") and the PIPE FITTERS ASSOCIATION, LOCAL 597 U.A. ("UNION").

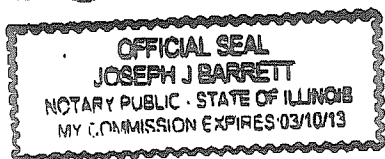


Being first duly sworn, on oath state that to the best of my knowledge the following is an accurate statement as to the Defendants' delinquency and the costs that the TRUST FUNDS and UNION have incurred in the above-captioned matter:

1. Based on the Contribution Reports, Defendants AMCON, ROBERT STIPETIC and DIANE STIPETIC, jointly and severally, owe the Plaintiffs an additional \$11,018.80 in unpaid contributions, liquidated damages and interest for the months of June, July and August of 2009, in addition to the amount entered in the Default Judgment.
2. Defendants AMCON, ROBERT STIPETIC and DIANE STIPETIC, jointly and severally, owe the TRUST FUNDS an additional \$2,461.57 in reasonable attorney's fees pursuant to the terms of the Collective Bargaining Agreement, Trust Agreements and 29 U.S.C. § 1132(g)(2)(D).
3. The total principal balance due and owing to Plaintiffs from Defendants AMCON, ROBERT STIPETIC and DIANE STIPETIC, jointly and severally, is \$112,573.72.
4. Defendant AMCON remains bound by the Collective Bargaining Agreement and has a continuing obligation to report all hours worked by its covered employees to the TRUST FUNDS and UNION.

Subscribed and sworn
before me this 15 day of
December, 2009


Notary Public



Further, the affiant saith not.


Mr. Gregory J. Watson